

Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment document filed on 10-16-03 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121. In order for the amendment document to be compliant, correction of the following item(s) is required. Only the corrected section of the non-compliant amendment document must be resubmitted (in its entirety), e.g., the entire "Amendments to the claims" section of applicant's amendment document must be re-submitted. 37 CFR 1.121(h).

THE FOLLOWING CHECKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☐ 1. Amendments to the specification:
- ☐ A. Amended paragraph(s) do not include markings.
 - ☐ B. New paragraph(s) should not be underlined.
 - ☐ C. Other _____
- ☐ 2. Abstract:
- ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
 - ☐ B. Other _____
- ☒ 3. Amendments to the drawings: sheets should be labeled
Replacement sheet
- ☐ 4. Amendments to the claims:
- ☐ A. A complete listing of all of the claims is not present.
 - ☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
 - ☐ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following 7 status identifiers: (Original), (Currently amended), (Canceled), (Withdrawn), (Previously presented), (New) and (Not entered).
 - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
 - ☐ E. Other: _____

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP Sec. 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/opla/preonnotice/officeflyer.pdf>.

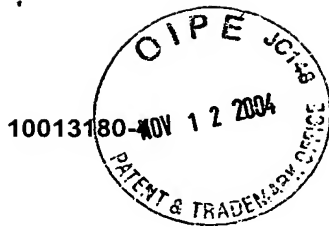
If the non-compliant amendment is a **PRELIMINARY AMENDMENT**, applicant is given **ONE MONTH** from the mail date of this letter to supply the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 will result in non-entry of the preliminary amendment and examination on the merits will commence without consideration of the proposed changes in the preliminary amendment(s). This notice is not an action under 35 U.S.C. 132, and this **ONE MONTH** time limit is not extendable.

If the non-compliant amendment is a reply to a **NON-FINAL OFFICE ACTION** (including a submission for an RCE), and since the amendment appears to be a *bona fide* attempt to be a reply (37 CFR 1.135(c)), applicant is given a **TIME PERIOD** of **ONE MONTH** from the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121 in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).**

If the amendment is a reply to a **FINAL REJECTION**, this form may be an attachment to an Advisory Action. The period for response to a final rejection continues to run from the date set in the final rejection, and is not affected by the non-compliant status of the amendment.

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IFW

10/686,875

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Continuation Patent Application of

John Norman Lodal et al.

Application No.: 10/686,875

Filed: October 15, 2003

For: Method and Apparatus for Servicing
an Inkjet Print Head

Group Art Unit: 2861

Examiner: HSIEH, Shih Wen

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

On October 15, 2003 applicant filed a continuation patent application. Along with the filing of the continuation patent application a preliminary amendment was filed, which included changes to several of the Figures in the application. In response to the preliminary amendment of October 15, 2003, a Notice of Non-Compliant Amendment was issued stating that the sheets of the amended drawings were not labeled "replacement sheets" as required.

Consequently, Applicant responds within the time allotted with this paper, which includes a copy of the amended drawings sheets previously included in the amendment of

October 15, 2003, but now labeled as "replacement sheet." A copy of the Notice of Non-Compliant Amendment is also attached.

Thus, with this supplemental paper, Applicant's response to the Notice of Non-Compliant Amendment of October 6, 2004 is thought to be complete and compliant with all applicable rules. Notice to that effect is respectfully requested.

No fee are believed to be due in the connection with the filing of this paper, however, if any fees are owed in connection with this paper, which have not been elsewhere authorized, authorization is hereby given to charge those fees to Deposit Account 08-2025.

Respectfully submitted,

Dated: November 5, 2004

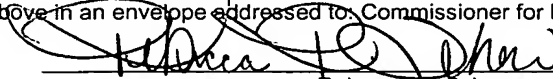


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CERTIFICATE OF MAILING

DATE OF DEPOSIT: November 5, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail on the date indicated above in an envelope addressed to, Commissioner for Patents, Alexandria, VA 22313-1450.



Rebecca R. Schow